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BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 94-752-C - ORDER NO. 95-1586 ✓

OCTOBER 5, 1995

IN RE:	Application of Leading Edge Enterprises,	)	ORDER DENYING
	Inc. for a Certificate of Public	)	APPLICATION
	Convenience and Necessity to Provide	)	AND ORDERING
	Resold Intrastate Telecommunications	)	COMPANY TO
	Services in the State of South Carolina.	)	CEASE AND
		)	DESIST

This matter comes before the Public Service Commission of South Carolina ("the Commission") on the request of the Commission Staff for instructions on how to proceed in the above referenced Docket.

On May 9, 1995, the Commission held a public hearing on the Application for a Certificate of Public Convenience and Necessity to provide resold intrastate telecommunications services within South Carolina filed by Leading Edge Enterprises ("LEE" or "the Applicant"). During the course of the hearing, the witness for LEE testified that LEE may have inadvertently completed some intrastate calls. The witness, however, could not quantify the amount of revenues that LEE collected for these completed intrastate calls. Staff Counsel requested that LEE gather the information concerning the amount of revenues from these intrastate calls and that LEE file an exhibit with the Commission setting forth this requested information. The witness for LEE agreed to Staff's request, and a hearing exhibit was reserved for the late-filed exhibit from LEE.

By Commission Order No. 95-1474 dated August 25, 1995, the Commission directed LEE to file the late exhibit setting forth the amount of intrastate revenues collected in South Carolina and to file the exhibit by September 14, 1995. Order 95-1474 was mailed by certified U.S. Mail return receipt requested, and a return receipt was received by the Commission indicating that Order No. 95-1474 had been received by LEE. As of the date of this Order, no response from LEE has been received by the Commission.

Upon consideration of this matter, the Commission is left with no alternative but to find that LEE has willfully failed to follow a Commission Order. The Commission will not tolerate such disregard from companies under Commission jurisdiction.

Based on this willful disregard of a direct Commission Order, the Commission therefore denies the Application of LEE for a Certificate of Public Convenience and Necessity. The Commission also orders that LEE cease and desist any and all intrastate operations in South Carolina. Further, the Commission directs the Commission Staff to undertake an investigation of LEE to determine the extent of LEE's intrastate operations in South Carolina and to determine that LEE complies with this Order to cease and desist intrastate operations in South Carolina.

IT IS THEREFORE ORDERED THAT:

1. The Application of Leading Edge Enterprises for a Certificate of Public Convenience and Necessity to provide resold telecommunications services in the state of South Carolina is denied.

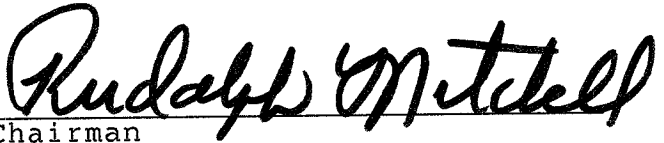
2. Leading Edge Enterprises, Inc. is ordered to cease and

desist all intrastate operations in South Carolina.

3. The Commission Staff shall undertake an investigation of Leading Edge Enterprises, Inc. to determine the extent of unauthorized intrastate operations in South Carolina and to determine that Leading Edge Enterprises, Inc. has ceased intrastate operations in South Carolina.

4. This Order shall remain in effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)